

1 HOUSE BILL NO. 6

2 INTRODUCED BY WITT

3 BY REQUEST OF THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION AND THE
4 OFFICE OF BUDGET AND PROGRAM PLANNING5
6 A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY TO THE DEPARTMENT OF NATURAL
7 RESOURCES AND CONSERVATION FOR GRANTS UNDER THE RENEWABLE RESOURCE GRANT AND
8 LOAN PROGRAM; PRIORITIZING GRANTS AND AMOUNTS; ESTABLISHING CONDITIONS FOR GRANTS;
9 AND PROVIDING EFFECTIVE DATES."10
11 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:
1213 **NEW SECTION. Section 1. Appropriations from the renewable resource grant and loan state**
14 **special revenue account.** (1) There is appropriated to the department of natural resources and conservation
15 \$4 million from the amount that is available in the renewable resource grant and loan state special revenue
16 account. Up to ~~\$125,000~~ \$220,932 of this amount is to be used for emergency projects, and \$100,000 is to be
17 used for project planning grants to be awarded by the department over the course of the biennium.18 (2) The remaining funds appropriated in this section must be awarded by the department to the named
19 entities for the described purposes and in the described grant amounts set out in subsection (3), subject to the
20 conditions set forth in [sections 1 through 4] and the contingencies described in the renewable resource grant
21 and loan program January 2003 report to the 58th legislature. The legislature, pursuant to 85-1-605, approves
22 the grants listed in subsection (3), with grants to be made in the order indicated in the prioritized list of projects
23 and activities. Funds must be awarded up to the amounts approved in this section in order of priority until
24 available funds are expended. Funds not accepted or used by higher-ranked projects must be provided for
25 projects further down the priority list that would not otherwise receive funding. For each of the grant projects
26 listed after the city of Troy project in subsection (3), grant funds may not be received until sufficient funds are
27 available for that purpose. Any projects that are funded by the reclamation and development grants program may
28 not be funded under [sections 1 through 4].

29 (3) The following are the prioritized grant projects:

30 RENEWABLE RESOURCE GRANT AND LOAN PROGRAM

	Grant Amount
1 Applicant/Project	
2 Scobey, City of	
3 (Wastewater System Improvements)	\$100,000
4 Dawson County	
5 (Yellowstone River Floodplain Management)	100,000 <u>75,000*</u>
6 Flathead Basin Commission	
7 (Ashley Creek Headwater Restoration)	99,700
8 Missoula, City of	
9 (Rattlesnake Neighborhood Sewer Collection System)	100,000
10 North Powell Conservation District	
11 (Blackfoot River Habitat, Water Quality and Restoration)	62,600
12 Montana Department of Agriculture	
13 (Monitoring Well Network for the Assessment of Ag Chemicals)	100,000
14 Paradise Valley Irrigation District*	
15 (Hillside Lateral)	100,000
16 Ramsay County Water and Sewer District	
17 (Water System Improvements)	100,000
18 Missoula County	
19 (Mullen Road Corridor Sewer Project - Phase I)	100,000
20 Park County	
21 (North Park County Water Resources Protection Plan)	100,000 <u>75,000</u>
22 Sheaver's Creek Water and Sewer District	
23 (Water System Improvements)	100,000
24 Stanford, Town of	
25 (Water System Improvements)	100,000
26 Hamilton, City of	
27 (Water Distribution Improvements)	100,000
28 Park County-Cooke City Water District	
29 (Water System Improvements)	100,000
30 Milk River Joint Board of Control*	

1	(St. Mary Siphon Expansion Joint Replacement)	100,000
2	Buffalo Rapids Irrigation District	
3	(Refit of Glendive Pumping Plant)	100,000
4	Mill Creek Irrigation District	
5	(Mill Lake Dam Rehabilitation)	100,000
6	Montana Department of Natural Resources and Conservation	
7	(Seepage Monitoring Project - DNRC Dams) 97,646	
8	Sidney Water Users Irrigation District	
9	(Increasing Irrigation Efficiency)	100,000
10	Stillwater County	
11	(Yellowstone River Floodplain Management)	100,000 <u>75,000*</u>
12	Yellowstone County	
13	(Yellowstone River Floodplain Management)	100,000 <u>75,000*</u>
14	Worden Ballantín <u>BALLANTINE</u> Yellowstone County Water and Sewer District	
15	(Water Distribution System Improvements)	100,000
16	Ryegate, Town of	
17	(Water System Improvements)	100,000
18	Malta Irrigation District*	
19	(Replacement and Modification of Check Structures)	100,000
20	Judith Basin County	
21	(Geyser Water System Improvements)	100,000
22	Blackfeet Tribe	
23	(Oki Mamii (Hello Fish))	23,581
24	Sheridan, Town of	
25	(Water System Improvements)	100,000
26	Pablo-Lake County Water and Sewer District	
27	(Wastewater Treatment System Improvements)	100,000
28	Fort Belknap Irrigation District*	
29	(Sugar Factory Lateral Project)	100,000
30	Montana Department of Natural Resources and Conservation	

1	(North Fork of the Smith River Dam Rehabilitation)	100,000
2	Conrad, City of	
3	(Raw Water Intake and Pump Station Improvements)	100,000
4	Lewis and Clark County Water Quality Protection District	
5	(Ground Water Sustainability in North Hills Area, Helena)	400,000 <u>50,000</u>
6	Power-Teton County Water and Sewer District	
7	(Water System Improvements)	100,000
8	Phillips County Green Meadows Water and Sewer District	
9	(Water System Improvements)	100,000
10	Chinook Division Irrigation Joint Board of Control*	
11	(Fresno Dam - Gate Leaf Seals)	100,000
12	Upper/Lower River Road Water and Sewer District	
13	(Water System Improvements)	100,000
14	Gallatin Local Water Quality District	
15	(Dedicated Monitoring Well Network for the Gallatin Valley)	99,883 <u>50,000</u>
16	Troy, City of	
17	(Water System Improvements)	100,000
18	Montana Department of Corrections	
19	(Rehabilitation of Prison Ranch Dam)	400,000 <u>80,000</u>
20	Fort Shaw Irrigation District	
21	(Water Quality and Quantity Improvement - Phase III)	89,122
22	Butte-Silver Bow Local Government	
23	————(Basin Creek Dam 1 and 2)100,000	
24	Hill County	
25	————(Beaver Creek Dam Outlet Works Repair)————	100,000
26	Melstone, Town of	
27	————(Water Conservation Project)————	99,929
28	Glasgow Irrigation District*	
29	————(Vandalia Diversion Dam	
30	————Rehabilitation - Phase III)————	100,000

1	Richland County Conservation District	
2	(Irrigation Potential of Ground Water)	85,212 <u>50,000</u>
3	Milk River Joint Board of Control*	
4	(Nelson Reservoir Pumping Design/Construction - Phase I)	100,000
5	Pablo-Lake County Water and Sewer District	
6	(Water Distribution Improvements)	100,000
7	Cut Bank, City of	
8	(Water System Improvement)	100,000
9	Pleasant View Homesites County Water and Sewer District	
10	(Water System Improvements)	100,000
11	Gardiner-Park County Water District	
12	(Water System Improvements)	100,000
13	Huntley Project Irrigation District	
14	(Anita Reservoir Dam Safety Repairs and Sediment Removal)	100,000
15	Whitefish, City of	
16	(Water Distribution Improvements)	100,000
17	Black Eagle Water District	
18	(Wastewater System Improvements)	50,000
19	Montana Mines and Geology, Bureau of	
20	(Irrigation Technical Assistance Project)	99,925
21	Geraldine, Town of	
22	(Water System Improvements - Phase II)	100,000
23	Harlem Irrigation District*	
24	(Lower Harlem Irrigation Canal Improvements - Phase I)	100,000
25	Meadowlark Water and Sewer District	
26	(Wastewater Collection System Improvements)	100,000
27	Columbia Falls, City of	
28	(4th Avenue West Water and Sewer)	100,000
29	Columbus, Town of	
30	(Storm Water Improvements)	100,000

1	Libby, City of	
2	 (Johnston Acres Water System Improvements)	100,000
3	Three Forks, City of	
4	 (Water System Improvements)	100,000
5	Lake County Solid Waste District	
6	 (Solid Waste Transfer Station)	100,000

7 (4) THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION MAY DETERMINE THE DOLLAR PORTIONS
 8 FOR EACH PROJECT IDENTIFIED WITH AN ASTERISK (*).

9 ~~(4)~~(5) For grant projects for which the department of natural resources and conservation also has
 10 recommended a loan, the authorization for the loan is contained in House Bill No. 8.

11 ~~(5)~~(6) The funding provided to the projects approved in this section and identified with an asterisk (*)
 12 following the applicant's name is eligible for and may be designated for use as a nonfederal match for the federal
 13 funding required for the settlement of the Fort Belknap/Montana Water Right Compact.

14 ~~(6)~~(7) To the entities listed in this section, this appropriation constitutes a valid obligation of these funds
 15 for purposes of encumbering the funds within the 2005 biennium pursuant to 17-7-302.

16
 17 NEW SECTION. Section 2. Condition of grants. Disbursement of funds under [sections 1 through
 18 4] for grants is subject to the following conditions that must be met by project sponsors:

19 (1) approval of a scope of work and budget for the project by the department of natural resources and
 20 conservation. Changes in the project scope of work or budget that reduce the public or natural resource benefits
 21 as presented in department reports and applicant testimony to the 58th legislature will result in the proportional
 22 reduction in grant amount.

23 (2) documented commitment of other funds required for project completion;

24 (3) satisfactory completion of conditions described in the recommendation section of the project
 25 narrative in the renewable resource grant and loan program project recommendations and biennium report
 26 submitted to the 58th legislature for the 2005 biennium or, in the case of emergency applications, conditions
 27 specified at the time of written notification of approved grant authority;

28 (4) execution of a grant agreement with the department; and

29 (5) accomplishment of other specific requirements considered necessary by the department to
 30 accomplish the purpose of the grant as evidenced from the application to the department or from the proposal

1 to the legislature.

2

3 NEW SECTION. **Section 3. Conditions for grants.** Notwithstanding the conditions described in
4 [section 2], grant funds are disbursed in the order of priority listed in [section 1] as resource indemnity trust
5 account interest income revenue is received. A project approved by [section 1] is not entitled to receive grant
6 funds that are not collected and allocated to the renewable resource grant and loan program state special
7 revenue account.

8

9 NEW SECTION. **Section 4. Appropriations established.**(1) For any entity of state government that
10 receives a grant under [sections 1 through 3], an appropriation is established for the amount of the grant listed
11 in [section 1(3)]. Grants to state entities from prior biennia are reauthorized for completion of contract work.

12 (2) Any funds in excess of the amount appropriated for grants under [sections 1 through 3] are available for
13 appropriation for authorized purposes from the renewable resource grant and loan state special revenue
14 account.

15

16 NEW SECTION. **Section 5. Review of previously authorized grants.** Recipients of renewable
17 resource grants authorized by previous legislatures that have not completed startup conditions must be notified
18 by the department of natural resources and conservation that the legislature, at the next regular session, will
19 review renewable resource grants to determine if the commitment of the renewable resource grant should be
20 withdrawn.

21

22 NEW SECTION. **Section 6. Severability.** If a part of [this act] is invalid, all valid parts that are
23 severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications,
24 the part remains in effect in all valid applications that are severable from the invalid applications.

25

26 NEW SECTION. **Section 7. Notification to tribal governments.** The secretary of state shall send a
27 copy of [this act] to each tribal government located on the seven Montana reservations and to the Little Shell
28 band of Chippewa.

29

30 NEW SECTION. **Section 8. Effective dates.** (1) [Sections 2 through 7 and this section] are effective

1 on passage and approval.

2 (2) [Section 1] is effective July 1, 2003.

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